

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M -29510 of 2016 (O&M)
Date of decision: 27.10.2016

Tarlochan Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Bipan Ghai, Sr. Advocate with
Mr. Paras Talwar, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.
assisted by ASI Sukhwinder Singh.

Mr. Rajesh Punj, Advocate for the complainant.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.58 dated 31.07.2016, registered under Sections 302, 304 and 323 read with Section 34 of IPC, at Police Station Malout, District Khanna.

On 26.08.2016, this Court had passed the following order:-

“Notice of motion for 27.10.2016.

In the meanwhile, in the event of arrest, petitioner shall be released on ad-interim anticipatory bail in FIR No.58 dated 31.7.2016, registered under Sections 302, 304,

323, 34 of Indian Penal Code, 1860, at Police Station Maloud, District Khanna, on furnishing of his bail bond amounting to ₹10,000/- with one surety of like amount to the satisfaction of the arresting officer.”

It is contended that no injury has been attributed to the petitioner. The only allegations against the petitioner is that he incited the co-accused i.e. his son who caused injuries. In pursuance of the order dated 26.08.2016, the petitioner has joined the investigation

The learned State counsel, on instructions submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 26.08.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

27.10.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No